

MINUTES

UTAH PROFESSIONAL COUNSELORS LICENSING BOARD MEETING

July 19, 2006

Room 464 (formerly 457) – 4th Floor – 9:00 A.M.
Heber Wells Building

CONVENED: 9:12 A.M.

ADJOURNED: 11:50 A.M.

Bureau Manager:
Board Secretary:

Noel Taxin
Karen McCall

Board Members Present:

Gloria Miley
Marc M. Searle
Russell Gaede, PsyD
Dean Workman

Board Members Absent:

Linda S. Protzman, Chairperson

Guests:

Craig Jackson, Division Director

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Acting Board Chairperson

Mr. Searle was requested to act as Board Chairperson for this meeting.

Read and approve the May 24, 2006 Minutes.

Mr. Workman made a motion to approve the minutes with minor revisions. Ms. Miley seconded the motion.
The Board vote was unanimous.

Sign the February 28, 2006 Mental Health Therapy Boards and Substance Abuse Counselors Board Minutes

These minutes were approved at the May meeting and were not signed at that time. **Mr. Searle signed as the Board Chairperson.**

APPOINTMENTS:

9:30 A.M.

Paul Nelson, Probationary Interview

Mr. Nelson did not appear for his probationary interview.

The Board noted that, additionally, Mr. Nelson did not appear for the May 24, 2006 probationary interview.

Ms. Taxin reported that Mr. Nelson came to the Division on May 25, 2006, the day after the Board meeting and asked to meet with her. She stated that she met with Mr. Nelson and told him that he missed his appointment the day before. Mr. Nelson informed Ms. Taxin that he thought his meeting was on May 25, 2006. Ms. Taxin stated that Mr. Nelson submitted his employer reports. When Ms. Taxin asked Mr. Nelson about the required CE, Mr. Nelson responded that he did not know where to obtain the CE. Ms. Taxin stated that she gave Mr. Nelson some information on CE and he reminded her that he has 3 years to complete the CE requirement. Ms. Taxin stated that Mr. Nelson informed her that he is moving to Colorado to a new position that does not require a license and is not interested in being a Professional Counselor. Ms. Taxin reviewed Mr. Nelson's options and recommended he submit letters from his employer and supervisor regarding the termination of his position in Utah. She asked Mr. Nelson to also submit a letter from his new employer regarding having read the MOU and willingness to assist Mr. Nelson in completing the requirement successfully. Ms. Taxin stated that Mr. Nelson requested a 9:30 am appointment to meet with the Board today, on July 19, 2006. She requested Mr. Nelson to submit his new address and phone number as soon as possible. Ms. Taxin stated that Mr. Nelson submitted a letter of employment from his Colorado employer and a letter of agreement to supervise. She read the letters to the Board. Ms. Taxin informed the Board that the Utah employer, Troy Fadis, had sent a more detailed report and Gil Hallows, the Executive Director, sent 3 positive reports. Ms. Taxin stated that all 3 reports were signed by Mr. Hallows on June 30, 2006, which was after Mr. Nelson terminated his employment.

Mr. Searle stated that Mr. Nelson should be contacted and informed that the consequences of being out of compliance with his MOU.

Mr. Workman made a motion that, if Mr. Nelson comes in tomorrow, July 20, 2006, to meet with Ms.

Taxin, she gives Mr. Nelson the option of surrendering his license or the option to meeting with the Board on September 6, 2006. If he does not show or contact the Division or Ms. Taxin to send the options to Mr. Nelson. If Mr. Nelson does not meet on September 6, 2006, the Board recommends Ms. Taxin do an Order to Show Cause.

Dr. Gaede seconded the motion. The Board vote was unanimous.

10:15 A.M.

Daniel Johnston, Probationary Interview

Mr. Johnston met for his probationary interview.

Ms. Miley conducted the interview.

Ms. Miley asked Mr. Johnston if he has a written request for termination of probation to submit today.

Mr. Johnston responded that he forgot he needed a formal letter of request.

Ms. Taxin asked if he wanted to discuss termination with the Board.

Mr. Johnston responded that he would like to discuss termination.

Ms. Taxin requested Mr. Johnston to update the Board on what he is doing and on his meetings with Dr. Poulton.

Mr. Johnston responded that he is trying to meet with Dr. Poulton about every 2 weeks. He stated that he is no longer searching for other employment in therapy until he has been terminated from probation. Mr. Johnston stated that since he made his decision to stay at the same agency he feels a burden has been lifted. He stated he is excited about the therapy field and has enjoyed the experiences he has had.

Ms. Taxin asked Mr. Johnston to write a short letter to formally request early termination of probation and submit it today for the Board to

review.

Mr. Johnston submitted his formal request for early termination of probation.

Ms. Taxin read the letter to the Board.

Ms. Miley made a motion for early termination of probation based on Mr. Johnston's consistent compliance. Mr. Workman seconded the motion. The Board vote was unanimous.

Mr. Johnston thanked the Board for their patience with him through the process.

Mr. Johnston stated he had some questions that are related to his licensure and not probation that he would like to address.

Mr. Johnston asked the Board if they would consider approving 2 months of mental health therapy supervision obtained prior to being licensed as there was a problem with his transcripts and the license was not issued until one course was clarified. Mr. Johnston stated Don Beck could verify the hold up.

Ms. Taxin responded that unlicensed practice would not be considered and recommended Mr. Johnston complete his 4000 hours of mental health therapy training and submit his application for Professional Counselor.

Mr. Johnston asked for his CPCI license to be backdated to include those 2 months.

Ms. Taxin responded that the Division could not back date licenses as they are dated the date of being issued. Ms. Taxin stated that Mr. Johnston could submit a letter of explanation of his request with supporting documentation from Don Beck, a copy of his supervision hours and a request for her to review, but there are no promises.

Ms. Taxin stated that Mr. Johnston will need to submit a copy of the supervision hours and keep the originals to submit with his complete application for Professional Counselor.

Mr. Johnston responded that he is having difficulty obtaining the supervision form from a place in Clearfield where he worked. He then asked if the Board would accept 16 to 22 hours that he worked with students of an LCSW as the hours would be retroactive.

Mr. Workman responded that the hours obtained might be a dual relationship if the LCSW was the clinical director and his supervisor and he is doing therapy with her students. He advised Mr. Johnston to watch out for dual relationships.

Ms. Taxin responded that if the LCSW is just a co-worker Mr. Johnston would need to have his supervisor fill out his forms and keep track of his supervision.

Mr. Johnston responded that Don Beck is the director and the LCSW is the supervisor.

Ms. Taxin stated that when Mr. Johnston submits his application he should submit a letter from Don Beck regarding the supervision hours and the LCSW should fill out the form. She recommended Mr. Johnston be sure the LCSW is approved to supervise.

10:45 A.M.
David Whitaker

Dr. Whitaker met with the Board to discuss his education and licensing intentions.

Board members and Division staff were introduced to Dr. Whitaker.

Ms. Taxin explained that Dr. Whitaker was requested to meet with the Board to explain his situation as he graduated with a PhD in Psychology and has been a Psychology Resident.

Dr. Whitaker explained that he graduated with a PhD in Psychology and was licensed as a Psychology Resident from April 6, 2001 to July 6, 2002. Dr. Whitaker stated that he was approved to sit for the Psychology EPPP and Utah Law and Rule examinations and has failed the EPPP twice. Dr.

Whitaker stated that the examination is very expensive and, at this time, he has not been able to register again. Dr. Whitaker stated that he has a child that has had a brain tumor and 11 major surgeries which has also been very expensive and stressful. He stated that he discussed his issues with colleagues at Valley Mental Health and they recommended he apply for the Professional Counselor license. Dr. Whitaker stated that the Board reviewed his education and found him to be deficient 2 classes, 2 semester hours or 3 quarter hours in Professional Roles and Standards and 2 semester hours or 3 quarter hours in Dysfunctional Behavior. He stated that he questioned the deficiency in both cases due to his coursework.

Dr. Gaede asked if Dr. Whitaker plans to retake the EPPP.

Dr. Whitaker responded that it is not financially feasible in the near future.

Ms. Taxin stated that the Division and the Board were unable to locate the Abnormal Psychology course on Dr. Whitaker's transcripts. She asked if Dr. Whitaker could identify the courses that would meet the identified deficiencies.

Dr. Whitaker responded that it was broken up into 3 separate courses. Dr. Whitaker read the course descriptions for Psychopathology I, II and III and the course description for 515, History Systems of Psychology. Dr. Whitaker stated that Dr. Beck, University of Phoenix, thought the course 515, History Systems of Psychology would fit into the category of Professional Roles and Standards.

The Board agreed that Dr. Whitaker has completed the education requirement of Professional Roles and Standards. The Board approved completion of the Dysfunctional Behavior requirement based on the education with experience included.

Ms. Taxin stated that Dr. Whitaker may retake the EPPP at any time and the Utah Law and Rule examination and, upon passing, Dr. Whitaker may submit a complete application, application fee and

documentation of passing the examinations.

Ms. Taxin recommended the application for Professional Counselor Extern be changed to Certified Professional Counselor Intern and the license be issued.

Dr. Gaede made a motion to accept the classes and grant Dr. Whitaker the Certified Professional Counselor Intern license. Mr. Workman seconded the motion. The Board vote was unanimous.

Dr. Whitaker asked if the hours he has already completed may count toward the intern hours.

Ms. Taxin responded that hours obtained prior to the Intern license will not count.

DISCUSSION ITEMS:

Board Chairperson

Ms. Miley nominated Marc Searle as Board Chairperson. Dr. Gaede seconded the motion. **The Board vote unanimous.**

Discuss Changing the Days of Board Meetings

Mr. Searle asked if the Board meeting could be changed from Wednesdays to Tuesdays or Thursdays to accommodate Ms. Protzman's work schedule.

Ms. Taxin responded that either Tuesdays or Thursdays would be acceptable for the Division.

The Board reviewed their calendars and decided to change the September 6, 2006 Board meeting to Tuesday, September 19, 2006 and the November 7, 2006 Board meeting to November 8, 2006.

CORRESPONDENCE:

AASCB Correspondence

The Board reviewed the following AASCB Correspondence:

1. Information regarding the future of AASCB. **No Board action was taken.**
2. Information regarding the license portability plan. **No Board action was taken.**

CACREP Correspondence

The Board reviewed the CACREP standards.

Dr. Gaede noted that CACREP has a website for Board members and the Division to refer to.

Mr. Searle informed the Board that UMHCA is still in the process of changing the name from Professional Counselors to Licensed Mental Health Counselor and Licensed Mental Health Counselor Intern to assist in the portability of licensing.

NEXT MEETING SCHEDULED FOR:

September 19, 2006

MEETING ADJOURNED AT:

11:50 A.M.

Date Approved

Chairperson, Utah Professional Counselors Licensing Board

Date Approved

Bureau Manager, Division of Occupational & Professional Licensing